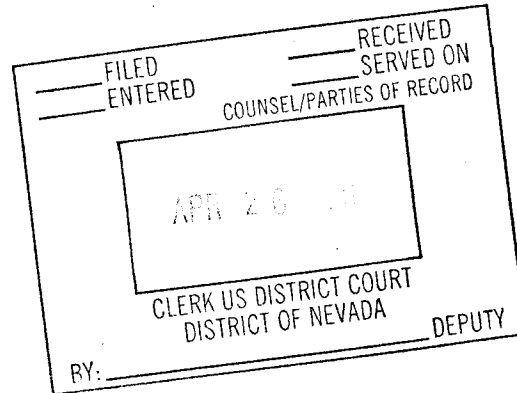




**SEALED**

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**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

-oOo-

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**JOSEPH GARRETT,  
 WILLIAM SEAMAN RUPP, and  
 ALBERTO ALCOCER,**

**Defendants.**

**SEALED SUPERSEDING  
 CRIMINAL INDICTMENT**

Case No.: 2:15-cr-00265-RCJ-GWF

**VIOLATIONS:**

**COUNT ONE:**

21 U.S.C. § 802(32)  
 21 U.S.C. § 813,  
 21 U.S.C. § 841(a)(1),(b)(1)(C), and  
 21 U.S.C. § 846  
 Conspiracy Manufacture and Distribute  
 Controlled Substance s and Controlled  
 Substance Analogues

**COUNTS TWO and SEVEN through  
 TEN:**

21 U.S.C. § 802(32)  
 21 U.S.C. § 813,  
 21 U.S.C. § 841(a)(1),(b)(1)(C)  
 Distribution of a Controlled Substance  
 Analogue

**COUNTS THREE through SIX**

21 U.S.C. § 802(32)  
 21 U.S.C. § 813,  
 21 U.S.C. § 841(a)(1),(b)(1)(C)  
 Distribution of a Controlled Substance and  
 a Controlled Substance Analogue

) **COUNT ELEVEN:**  
) 21 U.S.C. § 802(32)  
) 21 U.S.C. § 813,  
) 21 U.S.C. § 841(a)(1),(b)(1)(C)  
) Possession with Intent to Distribute a  
) Controlled Substance Analogue

**THE GRAND JURY CHARGES THAT:**

**COUNT ONE**

(Conspiracy to Manufacture and Distribute a  
Controlled Substance Analogue)

That beginning on a date unknown but prior to January 2015, and continuing  
thereafter until September 2015, in the District of Nevada and elsewhere,

**JOSEPH GARRETT,  
WILLIAM SEAMAN RUPP, and  
ALBERTO ALCOCER,**

defendants herein, and others known and unknown to the grand jury, did  
knowingly and intentionally combine, conspire, and agree to manufacture and  
distribute

1) a mixture or substance containing a detectable amount ethylone, a  
Schedule I controlled substance, and

2) a mixture or substance containing detectable amounts of PB-22, AB-  
CHIMINACA, and 5F-AB-PINACA, controlled substance analogues as defined in  
Title 21, United States Code, Section 802(32), with intent for human consumption  
as provided in Title 21, United States Code, Section 813,  
in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

All in violation of Title 21, United States Code, Section 846.

**COUNT TWO**

(Distribution of a Controlled Substance Analogue)

On or about August 13, 2014, in the District of Nevada and elsewhere,

**WILLIAM SEAMAN RUPP,**

defendant herein, defendant herein, did unlawfully, knowingly, and intentionally distribute a mixture and substance containing a detectable amount of PB-22, a Schedule I controlled substance analogue as defined in 21 U.S.C. § 802(32), knowing that the substance was intended for human consumption as provided in 21 U.S.C. § 813.

All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

**COUNT THREE**

(Distribution of a Controlled Substance and a Controlled Substance Analogue)

On or about August 25, 2014, in the District of Nevada and elsewhere,

**WILLIAM SEAMAN RUPP,**

defendant herein, defendant herein, did unlawfully, knowingly, and intentionally distribute a mixture and substance containing a detectable amount of

- 1) Ethylone, a Schedule I controlled substance, or
- 2) PB-22, a Schedule I controlled substance analogue as defined in 21 U.S.C. § 802(32), knowing that the substance was intended for human consumption as provided in 21 U.S.C. § 813.

All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

**COUNT FOUR**

(Distribution of a Controlled Substance and a Controlled Substance Analogue)

On or about August 28, 2014, in the District of Nevada and elsewhere,

**WILLIAM SEAMAN RUPP,**

defendant herein, defendant herein, did unlawfully, knowingly, and intentionally  
distribute a mixture and substance containing a detectable amount of

- 1) Ethylone, a Schedule I controlled substance, or
- 2) PB-22, a Schedule I controlled substance analogue as defined in 21 U.S.C.  
§ 802(32), knowing that the substance was intended for human  
consumption as provided in 21 U.S.C. § 813.

All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

**COUNT FIVE**

(Distribution of a Controlled Substance and a Controlled Substance Analogue)

On or about September 4, 2014, in the District of Nevada and elsewhere,

**WILLIAM SEAMAN RUPP,**

defendant herein, defendant herein, did unlawfully, knowingly, and intentionally  
distribute a mixture and substance containing a detectable amount of

- 1) Ethylone, a Schedule I controlled substance, or
- 2) PB-22, a Schedule I controlled substance analogue as defined in 21 U.S.C.  
§ 802(32), knowing that the substance was intended for human  
consumption as provided in 21 U.S.C. § 813.

All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

**COUNT SIX**

(Distribution of a Controlled Substance and a Controlled Substance Analogue)

On or about September 10, 2014, in the District of Nevada and elsewhere,

**WILLIAM SEAMAN RUPP,**

1 defendant herein, defendant herein, did unlawfully, knowingly, and intentionally  
2 distribute a mixture and substance containing a detectable amount of

3 1) Ethylone, a Schedule I controlled substance, or

4 2) PB-22, a Schedule I controlled substance analogue as defined in 21 U.S.C.

5 § 802(32), knowing that the substance was intended for human

6 consumption as provided in 21 U.S.C. § 813.

7 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

8 **COUNT SEVEN**

(Distribution of a Controlled Substance Analogue)

9 On or about September 18, 2014, in the District of Nevada and elsewhere,

10 **ALBERTO ALCOCER,**

11 defendant herein, defendant herein, did unlawfully, knowingly, and intentionally

12 distribute a mixture and substance containing a detectable amount of AB-

13 CHIMINACA, a Schedule I controlled substance analogue as defined in 21 U.S.C. §

14 802(32), knowing that the substance was intended for human consumption as

15 provided in 21 U.S.C. § 813.

16 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

17 **COUNT EIGHT**

(Distribution of a Controlled Substance Analogue)

18 On or about June 4, 2015, in the District of Nevada and elsewhere,

19 **JOSEPH GARRETT,**

20 defendant herein, defendant herein, did unlawfully, knowingly, and intentionally

21 distribute a mixture and substance containing a detectable amount of 5F-AB-

1 PINACA, a Schedule I controlled substance analogue as defined in 21 U.S.C. §  
2 802(32), knowing that the substance was intended for human consumption as  
3 provided in 21 U.S.C. § 813.

4 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

5 **COUNT NINE**

(Distribution of a Controlled Substance Analogue)

6 On or about June 26, 2015, in the District of Nevada and elsewhere,

7 **JOSEPH GARRETT,**

8 defendant herein, defendant herein, did unlawfully, knowingly, and intentionally  
9 distribute a mixture and substance containing a detectable amount of 5F-AB-  
10 PINACA, a Schedule I controlled substance analogue as defined in 21 U.S.C. §  
11 802(32), knowing that the substance was intended for human consumption as  
12 provided in 21 U.S.C. § 813.

13 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

14 **COUNT TEN**

(Distribution of a Controlled Substance Analogue)

15 On or about August 3, 2015, in the District of Nevada and elsewhere,

16 **JOSEPH GARRETT,**

17 defendant herein, defendant herein, did unlawfully, knowingly, and intentionally  
18 distribute a mixture and substance containing a detectable amount of 5F-AB-  
19 PINACA, a Schedule I controlled substance analogue as defined in 21 U.S.C. §  
20 802(32), knowing that the substance was intended for human consumption as  
21 provided in 21 U.S.C. § 813.  
22  
23

1 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

2 **COUNT ELEVEN**

3 (Possession with Intent to Distribute a Controlled Substance Analogue)

4 On or about August 20, 2015, in the District of Nevada and elsewhere,

5 **JOSEPH GARRETT,**

6 defendant herein, did unlawfully, knowingly, and intentionally possess with the  
7 intent to distribute a mixture and substance containing a detectable amount of 5F-  
8 AB-PINACA, a Schedule I controlled substance analogue as defined in 21 U.S.C. §  
9 802(32), knowing that the substance was intended for human consumption as  
10 provided in 21 U.S.C. § 813.

11 All in violation of Title 21, United States Code, §§ 841(a)(1) and (b)(1)(C).

12 **DATED:** this 26<sup>th</sup> day of April, 2016.

13 **A TRUE BILL:**

14  
15 /S/  
16 FOREPERSON OF THE GRAND JURY

17 DANIEL G. BOGDEN  
18 United States Attorney

19   
20 ROBERT A. KNEE  
Assistant United States Attorney